

APPLICATION FOR FEES AND OTHER EXPENSES UNDER THE EQUAL ACCESS TO JUSTICE ACT

Title 28 U.S.C. Section 2412(d), Title II of Public Law 96-481, 94 STAT 2325

| 1. COURT <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> A. <input type="checkbox"/> SUPREME COURT B. <input type="checkbox"/> CUSTOMS AND PATENT APPEALS C. <input type="checkbox"/> COURT OF CLAIMS D. <input type="checkbox"/> INTERNATIONAL TRADE </div> <div style="width: 45%;"> E. <input type="checkbox"/> COURT OF APPEALS F. <input type="checkbox"/> DISTRICT COURT G. <input type="checkbox"/> BANKRUPTCY COURT </div> </div> | | 2. DATE FILED | 3. DOCKET NO. | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|----------------|--|------------------------------|----------------|------------------------|----------|----------------|-------|-------------------|-------|-----------------------------|-------|---------------|-------|------------------|-------|------------------------------|-------|------------------------------------|--|-----------|-------|-----------|-------|-----------|-------|----------------------------------|----------|
| 4. NAME OF APPLICANT (One per form) | | 5. GOVERNMENT AGENCY INVOLVED IN CLAIM (Use agency code on reverse side) | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6. NATURE OF APPLICATION A. <input type="checkbox"/> Original application under 28 USC 2412 (d) (1) (A) after judgment in civil action against U.S. B. <input type="checkbox"/> Appeal of fees and expenses awarded by Lower Court. (If Item 6B is checked go to Item 7.) C. <input type="checkbox"/> Original application under 28 USC 2412 (d) (3) after review of agency decision. D. <input type="checkbox"/> Petition for leave to appeal an administrative agency fee determination under 5 USC 504 (c) (2). | | 7. APPEAL FROM: <div style="display: flex; justify-content: space-between;"> <input type="checkbox"/> DISTRICT COURT <input type="checkbox"/> BANKRUPTCY COURT </div> <input type="checkbox"/> OTHER _____ | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8. ADMINISTRATIVE AGENCY DOCKET NO. | | 7A. DATE FILED IN LOWER COURT | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9. DATE FILED IN ADMINISTRATIVE AGENCY | | 7B. DOCKET NO. | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 10. SHOWING OF "PREVAILING PARTY" STATUS (28 U.S.C. § 2412 (d)(1)(B)): IS AGENCY ORDER, COURT ORDER, OR OTHER RELEVANT DOCUMENT ATTACHED? <div style="display: flex; justify-content: flex-end; gap: 20px;"> <input type="checkbox"/> YES <input type="checkbox"/> NO </div> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 11. SHOWING OF ELIGIBILITY (28 U.S.C. § 2412 (d)(2)(B)): IS NET WORTH INFORMATION ATTACHED? <div style="display: flex; justify-content: flex-end; gap: 20px;"> <input type="checkbox"/> YES <input type="checkbox"/> NO </div> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 12. ENTER ALLEGATION THAT GOVERNMENT POSITION WAS NOT SUBSTANTIALLY JUSTIFIED (28U.S.C. §2412 (d)(1)(B)) <div style="height: 150px; border: 1px solid black;"></div> | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 13. FOR EACH AMOUNT CLAIMED, PLEASE ATTACH ITEMIZATION INFORMATION INDICATING SERVICE PROVIDED, DATE, HOURS, AND RATE (28 U.S.C. § 2412 (d)(2)(A)): <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 80%;"></th> <th style="width: 20%; text-align: right;">AMOUNT CLAIMED</th> </tr> </thead> <tbody> <tr> <td>A. ATTORNEY FEES</td> <td style="text-align: right;">\$</td> </tr> <tr> <td>B. STUDY</td> <td style="text-align: right;">.....</td> </tr> <tr> <td>C. ANALYSIS</td> <td style="text-align: right;">.....</td> </tr> <tr> <td>D. ENGINEERING REPORT</td> <td style="text-align: right;">.....</td> </tr> <tr> <td>E. TEST</td> <td style="text-align: right;">.....</td> </tr> <tr> <td>F. PROJECT</td> <td style="text-align: right;">.....</td> </tr> <tr> <td>G. EXPERT WITNESS FEES</td> <td style="text-align: right;">.....</td> </tr> <tr> <td>H. OTHER FEES AND EXPENSES—SPECIFY</td> <td></td> </tr> <tr> <td> (1)</td> <td style="text-align: right;">.....</td> </tr> <tr> <td> (2)</td> <td style="text-align: right;">.....</td> </tr> <tr> <td> (3)</td> <td style="text-align: right;">.....</td> </tr> <tr> <td>I. TOTAL FEES AND EXPENSES</td> <td style="text-align: right;">\$</td> </tr> </tbody> </table> | | | | AMOUNT CLAIMED | A. ATTORNEY FEES | \$ | B. STUDY | | C. ANALYSIS | | D. ENGINEERING REPORT | | E. TEST | | F. PROJECT | | G. EXPERT WITNESS FEES | | H. OTHER FEES AND EXPENSES—SPECIFY | | (1) | | (2) | | (3) | | I. TOTAL FEES AND EXPENSES | \$ |
| | AMOUNT CLAIMED | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| A. ATTORNEY FEES | \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| B. STUDY | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| (2) | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| (3) | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| I. TOTAL FEES AND EXPENSES | \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 14. SIGNATURE | | 15. DATE | | | | | | | | | | | | | | | | | | | | | | | | | | |

ADMINISTRATIVE AGENCY CODES

(Use the following abbreviations for the U.S. Government Agency involved in claim (Item 5))

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| BENEFITS REVIEW BOARD _____ | BRB |
| CIVIL AERONAUTICS BOARD _____ | CAB |
| CIVIL SERVICE COMMISSION (U.S.) _____ | CSC |
| CONSUMER PRODUCTS SAFETY COMMISSION _____ | CPSC |
| COPYRIGHT ROYALTY TRIBUNAL _____ | CRT |
| DEPARTMENT OF AGRICULTURE _____ | AGRI |
| DEPARTMENT OF COMMERCE _____ | COMM |
| DEPARTMENT OF DEFENSE _____ | DOD |
| DEPARTMENT OF EDUCATION _____ | EDUC |
| DEPARTMENT OF ENERGY _____ | DOE |
| DEPARTMENT OF HEALTH, EDUCATION & WELFARE _____ | HEW |
| DEPARTMENT OF HEALTH & HUMAN SERVICES _____ | HHS |
| DEPARTMENT OF HOUSING & URBAN DEVELOPMENT _____ | HUD |
| DEPARTMENT OF INTERIOR _____ | DOI |
| DEPARTMENT OF JUSTICE _____ | DOJ |
| DEPARTMENT OF LABOR (Except OSHA) _____ | LABR |
| DEPARTMENT OF TRANSPORTATION, NATIONAL TRANSPORTATION SAFETY BOARD _____ | TRAN |
| DEPARTMENT OF THE TREASURY (Except IRS) _____ | TR EA |
| DRUG ENFORCEMENT AGENCY _____ | DEA |
| ENVIRONMENTAL PROTECTION AGENCY _____ | EPA |
| EQUAL EMPLOYMENT OPPORTUNITY COMMISSION _____ | EEOC |
| FEDERAL AVIATION AGENCY _____ | FAA |
| FEDERAL COAL MINE SAFETY BOARD _____ | FCMS |
| FEDERAL COMMUNICATIONS COMMISSION _____ | FCC |
| FEDERAL DEPOSIT INSURANCE CORPORATION _____ | FDIC |
| FEDERAL ELECTION COMMISSION _____ | FEC |
| FEDERAL ENERGY AGENCY _____ | FEA |
| FEDERAL ENERGY REGULATORY COMMISSION _____ | FERC |
| FEDERAL HOME LOAN BANK BOARD _____ | FH LB |
| FEDERAL LABOR RELATIONS AUTHORITY _____ | FLRA |
| FEDERAL MARITIME BOARD _____ | FM BD |
| FEDERAL MARITIME COMMISSION _____ | FMC |
| FEDERAL MINE SAFETY & HEALTH ADMINISTRATION _____ | MSHA |
| FEDERAL MINE SAFETY & HEALTH REVIEW COMMISSION _____ | MSH R |
| FEDERAL RESERVE SYSTEM _____ | FRS |
| FEDERAL TRADE COMMISSION _____ | FTC |
| FOOD & DRUG ADMINISTRATION _____ | FDA |
| GENERAL SERVICES ADMINISTRATION _____ | GSA |
| IMMIGRATION & NATURALIZATION SERVICE _____ | INS |
| INTERNAL REVENUE SERVICE (Except TAX COURT) _____ | IRS |
| INTERSTATE COMMERCE COMMISSION _____ | ICC |
| MERIT SYSTEMS PROTECTION BOARD _____ | MSPB |
| NATIONAL LABOR RELATIONS BOARD _____ | NLRB |
| NUCLEAR REGULATORY COMMISSION _____ | NRC |
| OCCUPATIONAL SAFETY & HEALTH ADMINISTRATION _____ | OSHA |
| OCCUPATIONAL SAFETY & HEALTH REVIEW COMMISSION _____ | OSHC |
| OFFICE OF MANAGEMENT & BUDGET _____ | OMB |
| OFFICE OF PERSONNEL MANAGEMENT _____ | OPM |
| OFFICE OF WORKERS COMPENSATION PROGRAM _____ | OWCP |
| PATENT OFFICE _____ | PAT O |
| POSTAL RATE COMMISSION (U.S.) _____ | PRC |
| POSTAL SERVICE (U.S.) _____ | USPS |
| RR RETIREMENT BOARD _____ | RRRB |
| SECURITIES & EXCHANGE COMMISSION _____ | SEC |
| SMALL BUSINESS ADMINISTRATION _____ | SBA |
| TAX COURT, INTERNAL REVENUE SERVICE _____ | TXC |